## **ORIGINAL**



BEFORE THE ARIZONA CORNICON COMMISSION

25 FD

2 **COMMISSIONERS** 

2005 NOV 23 P 1: 4h

3 JEFF HATCH-MILLER, Chairman

WILLIAM A. MUNDELL

MARC SPITZER MIKE GLEASON AZ CORP COMMISSION DOCUMENT CONTROL

KRISTIN K. MAYES

6 IN THE MATTER OF THE APPLICATION OF BEAVER DAM WATER COMPANY FOR

7 DELETION OF A PORTION OF ITS

CERTIFICATE OF CONVENIENCE AND NECESSITY IN MOHAVE COUNTY, ARIZONA.

9

10

11

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

8

1

4

IN THE MATTER OF THE APPLICATION OF

SUNRISE UTILITIES, L.L.C. FOR A

CERTIFICATE OF CONVENIENCE AND

NECESSITY TO PROVIDE WATER AND

WASTEWATER SERVICE IN MOHAVE

12 COUNTY, ARIZONA. DOCKET NO. W-03067A-04-0216

DOCKET NO. WS-04247A-04-0604

## PROCEDURAL ORDER

## BY THE COMMISSION:

On March 23, 2004, Beaver Dam Water Company ("BDWC") filed with the Arizona Corporation Commission ("Commission") an application requesting the deletion of a small portion of its certificated service area in Mohave County, Arizona. Concurrently with BDWC's filing, Sunrise Utilities, L.L.C. ("Sunrise") filed an application for a Certificate of Convenience and Necessity ("Certificate") with the Commission to provide public water and wastewater utility service to various parts of Mohave County, Arizona, which includes the area included in BDWC's application for deletion.

On October 25, 2005, the Commission issued Decision No. 68247 approving both applications with certain conditions, including that Sunrise be required to file a copy of the Arizona Department of Environmental Quality's ("ADEQ") Certificate of Approval to Construct ("CAC") its arsenic treatment facilities by October 31, 2005.

On November 22, 2005, Sunrise filed a request for an extension of time of two years, until October 31, 2007, to file a copy of the ADEQ's CAC because additional testing is required to determine whether arsenic removal is needed. The request also stated that the legal descriptions on

28

Exhibit B attached to the Decision are mislabeled and requests that a revised legal description which 1 was included with Sunrise's request replace the original Exhibit B. 2 IT IS THEREFORE ORDERED that Staff shall file a response to Sunrise Utilities' request by 3 December 9, 2005. 4 IT IS FURTHER ORDERED that the presiding Administrative Law Judge may rescind, alter, 5 amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by 6 7 ruling at hearing. day of November, 2005 8 DATED this 9 10 ADMINISTRATIVE LAW JUDGE 11 Copie of the foregoing mailed/delivered 12 13 Beaver Dam Water Company P.O. Box 550 14 Beaver Dam, AZ 86432 15 Richard L. Sallquist SALLQUIST & DRUMMOND 16 2525 E. Arizona Biltmore Circle, Ste. 117 Phoenix, AZ 85016 17 Attorneys for Sunrise Utilities, L.L.C. 18 Stephen Timinskas P.O. Box 3630 19 Mesquite, NV 89024 20 Christopher Kempley, Chief Counsel Legal Division 21 ARIZONA CORPORATION COMMISSION 1200 West Washington Street 22 Phoenix, Arizona 85007 23 Ernest Johnson, Director **Utilities Division** 24 ARIZONA CORPORATION COMMISSION 1200 West Washington Street 25 Phoenix, Arizona 85007 26 By: 27 Secretary to Marc Stern

28